

Eric K. Fogderude # 070860  
FLETCHER & FOGDERUDE, INC.  
5412 N Palm Ave # 101  
Fresno, CA 93704  
Telephone: 559-431-9710  
Attorney for Defendant, JESUS MEJIA aka ELIXANDRO NEVARES LOPEZ

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

v.

JESUS MEJIA aka ELIXANDRO  
NEVARES LOPEZ

Defendant.

No. 1:05-CR-00048-AWI-BAM-15

**STIPULATION TO ADVANCE  
SENTENCING HEARING AND ORDER  
THEREON**

**Date: October 20 , 2014**

**Time: 8:30 a.m.**

**Judge: Honorable Lawrence J. O'Neill  
United States Judge**

**STIPULATION**

It is hereby stipulated by and between the parties hereto that the sentencing hearing in the above entitled matter now set for November 24, 2014, at 10:00 a.m. before the Honorable Anthony W. Ishii, may be advanced to October 20, 2014 at 8:30a.m. before the Honorable Lawrence J. O'Neill.

The parties agree that time shall be excluded pursuant to 18 U.S.C. § 3161, subd. (h) (7) (A) and (B) in that the ends of justice served by the continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant such a continuance would deny counsel for the defendant the reasonable time necessary for effective preparation, and plea negotiations taking into account the exercise of due diligence.

Good cause exists for the advancement of this sentencing hearing and the assignment to United States District Judge Lawrence J. O'Neill, because District Judge Anthony W. Ishii is

unavailable to hear the matter on October 20, 2014, and because the agreement and the presentence investigative report all recommend a sentence of “time served”.

DATED: October 14, 2014

FLETCHER & FOGDERUDE, INC.

/s/ Eric K. Fogderude

ERIC K. FOGDERUDE

Attorney for Defendant,

JESUS MEJIA aka ELIXANDRO NEVARES LOPEZ

DATED: October 14, 2014

/s/ Brian Bedrosian

BRIAN BEDROSIAN,

US Probation Officer

DATED: October 14, 2014

Benjamin B. Wagner

United States Attorney

/s/ Karen Escobar

KAREN ESCOBAR , Assistant US Attorney

### ORDER

Time is excluded pursuant to 18 U.S.C. §3161, subd.(h)(8)(A) and (B). For the above stated reasons, the court finds that the ends of justice served by the delay outweigh the best interest of the public and the defendant in a speedy trial. Therefore, the court grants the stipulation that the sentencing hearing be advanced from November 24, 2014 at 10:00 a.m. to October 20, 2014 at 8:30 a.m. before Judge Lawrence J. O’Neill.  
IT IS SO ORDERED.

Dated: October 15, 2014

/s/ Lawrence J. O’Neill  
UNITED STATES DISTRICT JUDGE